



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Herron et al.

Serial No.: 09/839,778

Filed: April 20, 2001

For: DIAGNOSTIC DEVICE AND
METHOD

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**AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION
(RCE)**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment, which accompanies a Request for Continued Examination (RCE) follows the Decision of the Board of Patent Appeals and Interferences in the above-referenced application, and is being filed within two months of the July 27, 2006, mailing date of the Decision.

A listing of claims, in which amendments to the claims are set forth, begins on page 2 of this paper; and

Remarks start at page 6 of this paper.